LOWENSTEIN SANDLER PC

Attorneys at Law

DAVID M. WISSERT Associate

Tel 973.597.2560 Fax 973.597.2561 dwissen@lowenstein.com

July 20, 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James L. Tetrault
Assistant Account Executive
Travelers Property Casualty
One Tower Square
Hartford, CT 06183-1052

Re: Insured: Group R Co., Inc.

Site: Bunker Hill Mining Facility Coeur d'Alene Basin, Idaho Claim: Potential claim for Environmental Resource Damages

Dear Mr. Tetrault:

We have received your letter of June 10, 1998, wherein you inform us that you are handling this matter on behalf of Aetna Casualty and Surety Company k/n/a Travelers Casualty and Surety Company. As you requested, enclosed is a copy of our original notice letter to Aetna. (Note, the letter is dated October 31, 1997, and not August 29, 1997, as you indicated in your June 10th letter).

In your letter you state that, based on the information contained in our May 27, 1998, letter, "it is evident that Group R will not be included in the <u>United States of America v. Asarco Inc.</u>, et al. lawsuit." As you know, our May 27th letter states that the United State's and Coeur d'Alene Tribe's motions to add Group R as a defendant have been denied <u>without prejudice</u> and that the United States and the Tribe have the right to renew those motions at a later date. Accordingly, Group R expressly reserves its right to seek coverage under the policies listed in our October 31st letter if the United States and the Tribe renew their motions or approach Group for settlement. In this regard, we will continue to monitor the litigation closely and will update to you on any relevant developments.

USEPA SF 1238476

LS 003565

www.lowenstein.com

Roseland New Jersey



If you have any questions or require any additional information, please do not hesitate to contact me or Michael David Lichtenstein of this office.

Very truly yours,

Warm Mwissert

David M. Wissert

M2377/59 07/19/98 0540202.01

Enclosure(s)

cc: Michael David Lichtenstein, Esq. (w/o encl.)



LOWENSTEIN, SANDLER, KOHL, FISHER & BOYLAN

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October 31, 1997

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*PA.BAR ONLY

OF COUNSEL

LINDA PICKERING ROBERT L. KRAKOWER NORMAN W. SPINDEL STUART S. YUSEM HARVEY SMITH DAVID E. ALPERT

<u>VIA CERTIFIED MAIL</u> (RETURN RECEIPT REQUESTED)

Aetna Casualty & Surety Co. 151 Farmington Avenue Hartford, CT 06156

Re:

Potential Claim for Environmental Damage in the

Coeur d'Alene Basin, Northern Idaho

Insured: Group R Co., Inc.

Policy No.: 08 XN 154 WCA (6/15/79 - 8/31/79)

08 XN 160 WCA (8/31/79 - 8/31/80) 08 XN259WCA (10/1/84 - 10/1/85)

Dear Sir or Madam:

We write on behalf of Group R Co., Inc. ("Group R"). Group R is the successor by merger to the Golconda Corporation (formerly known as the Golconda Lead Mines, Inc. (from 1927-1962) and the Golconda Mining Corporation (from 1962-1970)) and was formally known as the RegO Company (from 1977-1978) ("RegO") and RegO Group, Inc. (from 1978-1992) ("RegO Group"). From 1974 through 1976, Cerro Corporation ("Cerro") owned approximately 85% of the shares in Golconda Corporation. In 1976, Cerro was merged into the Cerro-Marmon Corporation ("Cerro-Marmon") and Cerro-Marmon continued to hold an 85% interest in Golconda. In 1977, Cerro-Marmon changed its name to The Marmon Group, Inc. ("Marmon Group") and continued to own 85% of Golconda/RegO/RegO Group until 1985, when Marmon Group purchased the outstanding 15% of stock in RegO Group and became the owner of 100% of the stock.

On or about August 29, 1997, the United States Department of Justice and the Coeur d'Alene Tribe filed motions in the United States District Court for the District of Idaho seeking leave to amend their complaints to add Group R as a defendant and seeking contribution pursuant to CERCLA

toward the cleanup costs of the Coeur d'Alene mining district in Northern Idaho as well as Natural Resource Damages. A copy of those motions are attached for your information.

Your company provided insurance coverage to either Golconda Corporation, Cerro, Cerro-Marmon, the Marmon Group, Marmon Holdings, Inc., the Pritzker Interests (including all divisions, subsidiaries and affiliates thereof) and/or Group R which obligates it to both defend and indemnify Group R against this claim. Kindly acknowledge your receipt of this notice and your acknowledgment of your defense and indemnity obligations by sending a written letter to Michael David Lichtenstein, Esq., Lowenstein, Sandler, Kohl, Fisher & Boylan, 65 Livingston Avenue, Roseland, New Jersey 07068.

Should you have any questions please do not hesitate to contact the undersigned.

Very truly yours,

Michael David Lichtenstein

MDL/nap Enclosure

cc: Michael L. Rodburg, Esq.

William T. Sweeney (The Marmon Group, Inc.)

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF BETLIAM ANYMORES POSTMARK OR DATE RETURN RECEIPT SERVICE SENT TO: 4 B J Astra Casualty & Surety Co. 151 Fermington Amenua 9 S 4 Bartiord, CT 00156 ے IMPORTANT! Receipt for Certified Mail **US Postal Service SPS FORM 3800**

ENDER: Somplete items 1 and/or 2 for additional services. First your name and address on the reverse of this form so that we can return this card to you. Attach this form to the front of the mailpiece, or on the back if space does not permit. The Return Receipt will show to whom the article was delivered and the date delivered.		l also wish to receive the following services (for an extra fee): 1. Addressee's Address 2. Restricted Delivery Consult postmaster for fee.		
Article Addressed to Acting Casmalay & Surrety Cur. 151 Farmington American (Exercicity, CT 16156		Article Number P 954 Service Type		712,
5. Received By: (Print Name)	a As	ate of Delivery NOV oldressee's Add		1897
6. Signature: (Addressee or Agent)			<i>:</i>	
PS FORM 3811, January 1998	Po	mestic Retu	ırn Re	ceipt

GRP "R" CDA dm - 001